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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/838,813	04/20/2001	Mark R. Squeglia	20-EB-5010/624226.313	2810

29391 7590 03/21/2005

BEUSSE BROWNLEE WOLTER MORA & MAIRE, P. A.  
390 NORTH ORANGE AVENUE  
SUITE 2500  
ORLANDO, FL 32801

EXAMINER
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HAQ, NAEEM U

ART UNIT	PAPER NUMBER
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3625

DATE MAILED: 03/21/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

***Response to Amendment***

***Notice of Non-Responsive Amendment, Bona Fide Attempt***

Applicants' amendment filed on January 4, 2005 is non-responsive. Currently amended claims 1-15 are directed to an invention that is independent or distinct from the invention originally presented for the following reasons:

Inventions directed to the originally presented claims and the currently amended claims are related as subcombinations disclosed as usable together in a single combination. The subcombinations are distinct from each other if they are shown to be separately usable. In the instant case, invention of the originally presented claims has separate utility such as a method and system which does not require a second database or the configuration data of a railroad locomotive as required in the currently amended claims. See MPEP § 806.05(d).

The amendment filed on January 4, 2005 amending the claims drawn to the originally presented invention is non-responsive (MPEP § 821.03). The currently amended claims are not readable on the originally presented invention because of the reasons given above.

Since the above-mentioned amendment appears to be a *bona fide* attempt to reply, Applicants are given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Naeem Haq whose telephone number is (703)-305-3930. The examiner can normally be reached on M-F 8:00am-5:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Wynn W. Coggins can be reached on (703)-308-1344. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



**Naeem Haq**, Patent Examiner  
Art Unit 3625

March 10, 2005



**WYNN W. COGGINS**  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 3600